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**ELECTRONICALLY FILED**  
**ON**  
**December 14, 2006**

6 and

7 Randolph L. Howard, Esq.  
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11 Attorneys for Creditor  
 12 **DAYCO FUNDING CORPORATION**

13

14

**UNITED STATES BANKRUPTCY COURT**

15

**FOR THE DISTRICT OF NEVADA**

16

In re

CASE NO. BK-S-06-10725-LBR  
 Chapter 11

17

USA COMMERCIAL MORTGAGE  
 COMPANY,

CASE NOS: BK-5-06-10726 LBR  
 CASE NOS: BK-5-06-10727 LBR  
 CASE NOS: BK-5-06-10728 LBR  
 CASE NOS: BK-5-06-10729 LBR

18

Debtor.

19

In re:

CHAPTER 11  
 JOINTLY ADMINISTERED UNDER  
 CASE NO. BK-5-06-10725-LBR

20

USA CAPITAL REALTY ADVISORS, LLC,

21

Debtor,

22

23

In re:

**NOTICE OF HEARING ON DAYCO**  
**FUNDING CORPORATION'S MOTION**  
**FOR RELIEF FROM THE AUTOMATIC**  
**STAY**

24

USA CAPITAL DIVERSIFIED TRUST  
 DEED FUND, LLC,

**Date of Hearing:** January 17, 2007

25

Debtor,

**Time of Hearing:** 9:30 a.m.

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1 In re:  
 2 USA SECURITIES, LLC,  
 3 Debtor.

4 Affects:

5  All Debtors  
 6  USA Commercial Mortgage Co.  
 7  USA Securities, LLC  
 USA Capital Realty Advisors, LLC  
 USA Capital Diversified Trust Deed  
 USA First Trust Deed Fund, LLC

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10 **NOTICE OF HEARING ON DAYCO FUNDING CORPORATION'S**  
 11 **MOTION FOR RELIEF FROM THE AUTOMATIC STAY**

12 NOTICE IS HEREBY GIVEN that the Motion for Relief from the Automatic Stay was  
 13 filed herein on December 14, 2006, by Kolesar & Leatham, Chtd., and Frandzel Robins Bloom &  
 14 Csato, L.C., co-counsel for creditor Dayco Funding Corporation, a California corporation. The  
 15 Motion seeks an order modifying the automatic stay of §362(a) of the Bankruptcy Code.

16 NOTICE IS FURTHER GIVEN that a hearing on this Motion will be held before the  
 17 Honorable Linda B. Riegle, United States Bankruptcy Judge, in Bankruptcy Courtroom No. 1, 300  
 18 Las Vegas Boulevard, South, Las Vegas, Nevada, on January 17, 2007, at the hour of 9:30 a.m.

19 A copy of the Motion may be obtained by accessing PACER through the United States  
 20 Bankruptcy Court website for Nevada at [www.nvb.uscourts.gov](http://www.nvb.uscourts.gov), or by contacting the undersigned.

21 Any Opposition must be filed pursuant to Local Rule 9013(e)(1).

22 Local Rule 9013(e)(1): "Except for motions made pursuant to Fed. R.  
 23 Bank. P. 7056 and LR 7056, an opposition to a motion must be filed and service  
 24 completed upon the movant not more than fifteen (15) days after service of the  
 motion, (eighteen (18) days if service of the motions is by mail pursuant to FRBP  
 25 9006(e) & (f)), but in no event later than five (5) business days before the date set  
 for the hearing so that the movant receives the opposition no less than five (5)  
 26 business days before the hearing date or within the time otherwise fixed by the  
 court. The opposition must set forth all relevant facts and must contain a legal  
 memorandum. An opposition may be supported by affidavits or declarations that  
 conform to the provisions of subsection (d) of this rule."

1 If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading  
2 with the court. You must also serve your written response on the person who sent you this notice.

3 If you do not file a written response with the court, or if you do not serve your written  
4 response on the person who sent you this notice, then:

5 • The court may *refuse to allow you to speak* at the scheduled hearing; and  
6 • The court may *rule against you* without formally calling the matter at the hearing.

7 NOTICE IS FURTHER GIVEN that the hearing may be continued without further notice.

8 Dated this 14<sup>th</sup> day of December, 2006.

9 KOLESAR & LEATHAM, CHTD.

10 By: Randolph L. Howard  
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14 and

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19 Attorneys for Creditor  
**DAYCO FUNDING CORPORATION**